

AMENDED

Serial No. 51281

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. SEP 4 1987  
Returned to applicant for correction. NOV 2 1987  
Corrected application filed. NOV 6 1987 Map filed NOV 6 1987 under 51280

The applicant. Lander County Fair and Recreation Board  
P. O. Box 633 of Battle Mountain  
Street and No. or P.O. Box No. City or Town  
Nevada 89820 hereby make<sup>s</sup> application for permission to change the  
State and Zip Code No. Point of Diversion of a portion  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under. Permit No. 40930  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
identify right in Decree.)

1. The source of water is. Underground  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed. 1.0 cfs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for. Recreation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for. Recreation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point. NW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 25, T32N, R44E, M.D.M. from  
Describe as being within a 40-acre subdivision of public survey and by course and  
which the E $\frac{1}{4}$  corner of said Section 25 bears S61°48'49"E a distance of 2925.08  
distance to a section corner. If on unsurveyed land, it should be stated.  
feet.
6. The existing permitted point of diversion is located within. Lot 2 (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ) Section 25, T32N, R44E,  
If point of diversion is not changed, do not answer.  
M.D.M. from which the E $\frac{1}{4}$  corner of said Section 25 bears S30°43'00"E a distance  
of 465.00 feet.
7. Proposed place of use. Lots 1 & 2 and W $\frac{1}{2}$  NE $\frac{1}{4}$  Section 25, T32N, R44E, M.D.M. 170 acres  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
(Golf Course and Baseball Diamond).
8. Existing place of use. Same as above.  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from. January 1 to December 31 of each year.  
Month and Day Month and Day
10. Use was permitted from. January 1 to December 31 of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Drilled well, equipped with deepwell pump,  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
electric motor, control valving and pipeline to sprinkler system.  
pipes and flumes, or drilled well, etc.
12. Estimated cost of works. \$150,000.00
13. Estimated time required to construct works. 8" x 183", 50' cement seal, gravel pack 50'  
to 183', perforation 117' to 183'.

14. Estimated time required to complete the application of water to beneficial use.....5 years.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Field survey has indicated drilled well was completed at a location considerably different than shown on original permit application. Design of proposed golf course now shows that full development of lands to be irrigated can best be obtained with multiple points of diversion.

By s/ Phillip T. Marshall  
1105 Terminal Way, Suite 304  
Reno, Nevada 89502

Compared pm/se pm/hc  
Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 40930 is issued subject to the terms and conditions imposed in said Permit 40930 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.0 cubic feet per second, but not to exceed 170 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before October 1, 1989  
Proof of completion of work shall be filed before November 1, 1989  
Application of water to beneficial use shall be made on or before October 1, 1991  
Proof of the application of water to beneficial use shall be filed on or before November 1, 1991  
Map in support of proof of beneficial use shall be filed on or before November 1, 1991

Completion of work filed JAN 17 1991  
Proof of beneficial use filed  
Cultural map filed  
Certificate No. Issued

IN TESTIMONY WHEREOF, I PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 26th day of February

A.D. 1988  
[Signature]  
State Engineer